(c) how many cases are pending before each designated court as on date;

(d) how many of them are one year, two year, three year and five and more year old;

(e) how many of the accused have been granted bail by the designated courts;,

(f) whether there is any proposal to constitute more designated courts to complete trails; and

(g) if not, what steps are being taken to speed up trial by Government ?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ) (a) and (b) There are three designated courts in Delhi, one court each at Tis Hazari, Patiala House and Karkardooma (Shahdara) which have been constituted with effect from 27-6-1985 under TADA(P) Act, 1985 :

(c) Tis Hazari	726
Patiala House	174
Karkardooma	280
	1,180
(d) One Year	297
Two Year	308
Three Year	224
Five Year	234
More than Five Year	117

(e) 769.

(f) and (g) For the expeditious trial and disposal of the cases under TADA Act, the Delhi High Court proposes to constitute another designated Court immediately under the TADA (P) Act at Tis Hazari.

Notices issued to cost Auditors

2667. SHRI JAGIR SINGH DARD :
SHRI RAJNI RANJAN SAHU :

Will the PRIME MINISTER be pleased to state :

(a) what are the names of the companies in drug sector and other sectors whose cost auditors have been issued notices seeking details and clarifications by Director (Cost) of Ministry of Law, Justice and Company Affairs;

(b) what are the details of these notices issued during 1991-92 and till date, company-wise;

(c) whether issuance of such notices has approval of his Ministry or they have been issued by Director (Cost) in his discretion;

(d) what are the other actions taken by Director (Cost) after 1991-92; and

(e) what has been done in respect of Cost Audit Report of certain companies for 1990-91 where foreign exchange swindling of crores of rupees was found and what are the details of these companies ?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ) : (a) to (d) The cost audit reports submitted by the cost auditors in respect of various products covered by the respective Cost Accounting (Records) Rules are examined/reviewed to ensure compliance of the Cost Audit (Report) Rules, 1968 by the auditors and of sub-section 1 of section 233B of the Companies Act, 1956 by the companies subject to cost audit. This is a continuous process and covers products like paper, motor vehicles, cement, textiles, vanaspati caustic soda, chemicals, drugs, sugar, soda ash, tractors, tyres and tubes, mini steel plants etc. The findings of review of the reports include cases of under-utilisation of capacity, inefficiency in the usage of raw materials, energy, deficiency in the maintenance of cost records, in accuracies in the reported cost data, disproportionate increase in prices etc. The follow up actions are taken as per rules in each case with the cost auditors/companies concerned wherever necessary.

(e) No such instances were noticed in respect of cost audit reports of companies for 1990-91.

चुनावों के लिए निर्धारित आचार संहिता का उल्लंघन किया जाना

2668. **श्री राम जेठमलानी :**
श्रीमती सुषमा स्वराज :

क्या प्रधान मंत्री यह बताने की कृपा करेंगे कि :

(क) क्या यह सच है कि मुख्य निर्वाचन आयोग ने आंध्र प्रदेश और कर्नाटक की राज्य विधान सभाओं के लिए हाल ही में हुए चुनावों के

दौरान कतिपय केंद्रीय मंत्रियों द्वारा चुनावों के लिए निर्धारित आचार संहिता का उल्लंघन करने के संबंध में सरकार को सूचित किया है ;

(ख) यदि हां, तो उन मंत्रियों के नाम क्या हैं और उनके विरुद्ध कौन-कौन से आरोप लगाए गए हैं ; और

(ग) लगाए गए आरोपों की प्रामाणिकता के संबंध में सरकार की क्या प्रतिक्रिया है ?

विधि, न्याय और कंपनी कार्य मंत्रालय में राज्यमंत्री (श्री हंसराज भारद्वाज) : (क) और (ख) निर्वाचन आयोग ने 17 नवम्बर, 1994 को दो आदेश जारी किए जिनमें उसका यह निष्कर्ष था कि केन्द्रीय कल्याण मंत्री, श्री सीताराम केसरी और केन्द्रीय खाद्य मंत्री, श्री कल्पनाथ राय ने क्रमशः मुस्लिम और अन्य अल्पसंख्यकों के लिए शैक्षणिक संस्थाओं और रोजगारों के आरक्षण देने के लिए अपनी प्रतिबद्धता और कर्नाटक, आंध्र प्रदेश और तमिलनाडु राज्यों में चीनी की खुली बिक्री की आपूर्ति के अधिक आबंटन करने के बारे में वक्तव्य देकर आदर्श आचार संहिता का अतिक्रमण किया है।

(ग) सरकार के लिए आदर्श आचार संहिता के अतिक्रमण की शिकायतों पर किसी विधि के अधीन कोई कार्रवाई करना आवश्यक नहीं है।

Independent Judicial audit

2669. SHRI S. MADHAVAN : Will the PRIME MINISTER be pleased to state :

(a) whether Government propose to take initiative to introduce independent judicial audit to supervise the working of the courts and judges;

(b) whether the attention of Government was drawn to the instances of cases where the independence of the judiciary was grossly misused; and

(c) if so, what are the steps contemplated to reform the judicial system ?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ) : (a) At present there is no such proposal.

(b) and (c) No specific instance of misuse of the independence of the judiciary has been brought to the notice of the Government.

Pending cases on disputes between Government Departments

2670. SHRI S. MADHVAN : Will the PRIME MINISTER be pleased to state :

(a) whether Government's attention was drawn to the suggestions made by the Chief Justice of India to take action to settle the cases pending in the courts between Government Departments across the Table;

(b) if so, what action has been taken on those suggestions;

(c) how many cases are pending with the Customs, Excise and Gold Control Appellate Tribunal relating to disputes between the wings of Government;

(d) how many cases are pending with the Railway Claims Tribunal;

(e) how many cases are pending with the Central Administrative Tribunal; and

(f) what are the steps taken to dispose of these pending cases ?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS : (SHRI H. R. BHARDWAJ) : (a) The Chief Justice of India, in a working Group meeting of Law Ministers' held at New Delhi on 5-11-1994 suggested that some system must be evolved to see that the disputes between Government and public sector undertakings or one public sector undertaking and another public sector undertaking do not go to Courts or Tribunals and even that which has somehow percolated to the Courts or the Tribunals, should be settled by and between the parties amicably.

(b) In pursuance of the direction of the Supreme Court in a case between M/s. ONGC and the Collector of Central Excise, Bombay, a Committee of Secretaries has already been set up in December, 1991 with a view to ensure that no litigation reaches the Court or a Tribunal without the matter having been first examined by the Committee.